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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/598,827	09/12/2006	Yiannis Marios Psimadas	011348-0026-999	1868
20583	7590	04/16/2009	EXAMINER	
JONES DAY			DEXTER, CLARK F	
222 EAST 41ST ST				
NEW YORK, NY 10017			ART UNIT	PAPER NUMBER
			3724	
			MAIL DATE	DELIVERY MODE
			04/16/2009	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary	Application No. 10/598,827	Applicant(s) PSIMADAS ET AL.	
	Examiner Clark F. Dexter	Art Unit 3724	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 06 April 2009.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 16-32 is/are pending in the application.
- 4a) Of the above claim(s) 21-30 and 32 is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 16-20 and 31 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 12 September 2006 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☒ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413) |
| 2) <input type="checkbox"/> Notice of Draftperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. _____ |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| Paper No(s)/Mail Date <u>9/12/06, 11/8/06, 7/20/07</u> . | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

Election/Restrictions

1. Applicant's election with traverse of Group I in the reply filed on April 6, 2009 is acknowledged. The traversal is on the ground(s) that the dependent claims depend from claim 16 and thus should be examined with claim 16. This is not found persuasive for at least the following reasons. The Examiner respectfully submits that applicant's arguments are not understood. The restriction is between groups of dependent claims, not between the dependent claims and independent claim 16, which is a linking claim. Thus, examination of the elected group will include examination of independent claim 16. The divergence of search/examination occurs in the groups of dependent claims, wherein the claims of each group are directed to a specific special technical feature of the disclosed invention as described in the lack of unity requirement.

Claims 21-30 and 32 have been withdrawn from further consideration pursuant to 37 CFR 1.142(b), as being drawn to a nonelected invention.

The requirement is still deemed proper and is therefore made FINAL.

Priority

2. Receipt is acknowledged of papers submitted under 35 U.S.C. 119(a)-(d), which papers have been placed of record in the file.

Information Disclosure Statement

3. The information disclosure statements filed on September 12, 2006, November 8, 2006 and July 20, 2007 have been received and the references listed thereon have been considered.

In the IDS filed on September 12, 2006, the second Japanese reference has been lined-through because the abstract therefor has not been provided, but rather the abstract for 08-232066 has been provided which is not pertinent to the disclosed invention.

In the IDS filed on November 8, 2006, the U. S. references and the CA reference were cited and considered on the previous-filed IDS.

In the IDS filed on July 20, 2007, the U. S. reference to Tsae-Chyn was cited and considered on a previous-filed IDS.

Claim Rejections - 35 USC § 102

4. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

5. Claims 16-20 and 31 are rejected under 35 U.S.C. 102(b) as being anticipated by Japanese Publication 8-323067 (hereafter JP '067).

Regarding claims 16-20, JP '067 discloses a razor with every structural limitation of the claimed invention including:

an elongated hollow handle (e.g., 1) having a longitudinal axis X, said handle having a front end and a back end opposite to the front end;

a first razor head (e.g., 5) and a second razor head (e.g., 6), both mounted on a support (e.g., 4) mounted in said handle and each head capable of being slideable in a direction substantially parallel to the axis X, between at least:

a first use position (e.g., see Fig. 4) in which said first razor head projects outward from the front end to allow shaving, while said second razor head is retracted in said handle, and

a second use position (e.g., see Fig. 5) in which said second razor head projects outward from the back end to allow shaving, while said first razor head is retracted in said handle; and

a manually operable actuator (e.g., 11) mounted on the support for moving the support from the first use position to the second use position or from the second use position to the first use position;

[claim 17] wherein the support is capable of occupying a third or intermediate position (e.g., see Fig. 3) in which both razor heads are retracted in said handle;

[claim 19 (from 17)] further comprising means (e.g., including middle occurrence of 14 as viewed in Fig. 8) for locking the support in the intermediate position.

[claim 18] further comprising means (e.g., including the right or left occurrence of 14 as viewed in Fig. 8) for locking the support in the first or second use position;

[claim 20] wherein said locking means are at least partly provided on the manually operable actuator (e.g., the cooperating portion of 11).

Regarding claim 31, JP '067 discloses a razor with every structural limitation of the claimed invention including:

an elongated hollow handle (e.g., 1) having a longitudinal axis X, said handle having a front end and a back end opposite to the front end;

a first razor head (e.g., 5) and a second razor head (e.g., 6), both mounted on a support mounted in said handle and each head capable of being slideable in a direction substantially parallel to the axis X, between at least:

a first use position (e.g., see Fig. 4) in which said first razor head projects outward from the front end to allow shaving, while said second razor head is retracted in said handle, and

a second use position (e.g., see Fig. 5) in which said second razor head projects outward from the back end to allow shaving, while said first razor head is retracted in said handle;

a manually operable actuator (e.g., 11) mounted on the support for moving the support from the first use position to the second use position or from the second use position to the first use position; and

means (e.g., including the right or left occurrence of 14 as viewed in Fig. 8) for locking the support in the first or second use position.

6. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Clark F. Dexter whose telephone number is (571)272-

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4505. The examiner can normally be reached on Mondays, Tuesdays, Thursdays and Fridays.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Boyer D. Ashley can be reached on (571)272-4502. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

**/Clark F. Dexter/
Primary Examiner, Art Unit 3724**

cfd
April 13, 2009